



St. Charles Parish
Meeting Agenda
Parish Council
Agenda

St. Charles Parish Courthouse
15045 Highway 18
P.O. Box 302
Hahnville, LA 70057
985-783-5000
scpcouncil@st-charles-la.us
<http://www.stcharlesparish-la.gov>

Council Chairman Wendy Benedetto
Councilmembers Carolyn K. Schexnaydre, Snookie Faucheux,
Terrell D. Wilson, Mary Tastet, Paul J. Hogan, Larry Cochran,
Traci A. Fletcher, Julia Fisher-Perrier

Monday, May 6, 2013	6:00 PM	Council Chambers, Courthouse
	Final	

CALL TO ORDER

PRAYER

Bishop Otis Kenner
Faith Praise & Deliverance Temple

PLEDGE

Bishop Otis Kenner
Faith Praise & Deliverance Temple

APPROVAL OF MINUTES

Special Meeting - April 15, 2013

SPECIAL BUSINESS (PROCLAMATIONS, CANVASS RETURNS, ETC.)

- 1 **2013-0162** (5/6/2013, Cochran)
 In Recognition: Mary Tastet, Councilwoman, District II
- 2 **2013-0164** (5/6/2013, Fisher-Perrier)
 In Recognition: Michael J. Kinler, Jr., Eagle Scout
- 3 **2013-0166** (5/6/2013, Fisher-Perrier)
 In Recognition: St. Charles Herald-Guide, Newspaper of the Year
- 4 **2013-0165** (5/6/2013, Wilson)
 In Recognition: St. Charles Lodge Grand United Order of Odd Fellows #2842 and
 Hahnville Household of Ruth #1346 - Peter Ogden's Day
- 5 **2013-0167** (5/6/2013, St. Pierre, Jr.)
 Proclamation: "Cleanest City Judging Day"

REPORTS (FINANCE AND ADMINISTRATIVE ACTIVITIES)

- 2013-0168** (5/6/2013, Hogan)
Assessor Tab Troxler - Assessment/Issues resulting from the DFIRM issue
- 2013-0160** (5/6/2013)
General Government Buildings
- 2013-0161** (5/6/2013, St. Pierre, Jr.)
Parish President Remarks/Report

ORDINANCES/RESOLUTIONS INTRODUCED FOR PUBLICATION/PUBLIC HEARING

Monday, May 20, 2013, 6:00 pm, Council Chambers, Courthouse, Hahnville

- 6 **2013-0163** (5/6/2013, St. Pierre, Jr., River Parishes Workforce Investment Act Program)
An ordinance to amend Ordinance No. 09-9-7, a Lease with D.J.V., LLC to house the River Parishes Workforce Investment Board office for St. Charles Parish, to reduce the office area leased and to approve and authorize the execution of said amendment.
Legislative History:
5/6/13 Parish President Introduced
- 13 **2013-0173** (5/6/2013, St. Pierre, Jr., Bond Counsel)
An ordinance providing for the issuance and sale of Two Million Six Hundred Twenty Thousand Dollars (\$2,620,000) of Sales Tax Refunding Bonds, Series 2013 (the "Bonds"), of the Parish of St. Charles, State of Louisiana; providing for the sale and issuance of the Bonds, awarding said Bonds to the purchaser thereof; fixing certain details of the Bonds, and providing for other matters in connection therewith.
Legislative History:
5/6/13 Parish President Introduced

**ORDINANCES SCHEDULED FOR PUBLIC HEARING
(INTRODUCED AT PREVIOUS MEETING)**

- 43 **2013-0156** (4/22/2013, St. Pierre, Jr., Department of Public Works)
An ordinance to approve and authorize the execution of a Contract by and between the Parish of St. Charles and HHP Construction Group, LLC for 5th Street Sidewalk Extension Norco, Parish Project No. P091101, in the amount of \$148,250.00.
Legislative History:
4/22/13 Parish President Introduced
4/22/13 Parish Council Publish/Scheduled PH
- 49 **2013-0157** (4/22/2013, St. Pierre, Jr., Department of Public Works)
An ordinance to approve and authorize the execution of a contract with Volute, Inc. for project P080502-4 Dunleith Canal Level Recharge System in the amount of \$181,419.00.
Legislative History:
4/22/13 Parish President Introduced
4/22/13 Parish Council Publish/Scheduled PH

ORDINANCES/RESOLUTIONS WHICH HAVE BEEN TABLED

56 **2013-0103** (3/25/2013, St. Pierre, Jr., Department of Finance)

An ordinance to amend the 2013 Consolidated Operating and Capital Budget to recognize revenues received prior to year end 2012 relating to the Airport Expansion Agreement, thus increasing the beginning 2013 General Fund balance by \$1,212,000 and to add revenues of \$300,000 under General Fund Account 001-313020 - Airport Expansion Agreement for 2013 Airport Expansion Agreement Revenues.

Legislative History:

3/25/13	Parish President	Introduced	
3/25/13	Parish Council	Publish/Scheduled PH	
4/8/13	Parish Council	PH Requirements Satisfied	

Reported:

Finance Department Recommended: Approval

Speakers:

Ms. Mary Chulee, Luling
Mr. David Wedge, Bayou Gauche

4/8/13	Parish Council	Tabled.	Pass
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Discussion: to table File No. 2013-0103

4/22/13	Parish Council	Tabled.	
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62 **2013-0133** (4/8/2013, St. Pierre, Jr., Department of Finance)

An ordinance to amend the 2013 Consolidated Operating and Capital Budget, Amendment No. 3, to roll forward from the 2012 budget construction, architectural/engineering, and other fees for Fund 112 - Roads and Drainage for various parish projects that were not completed in 2012.

Legislative History:

4/8/13	Parish President	Introduced	
4/8/13	Parish Council	Publish/Scheduled PH	
4/22/13	Parish Council	PH Requirements Not Satisfied	

Finance Director Grant Dussom explained the purpose for the previously requested deviation (the request for a motion to deviate failed due to the lack of a motion), to take up File No. 2013-0103, to occur prior to addressing File No. 2013-0133, and he explained the purpose of Amendment No. 3 so the numbered amendments would be approved sequentially. Mr. Dussom recommended that File No. 2013-0133 be Tabled.

4/22/13	Parish Council	Tabled.	Pass
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Discussion: to Table File No. 2013-0133

76 **2013-0134** (4/8/2013, St. Pierre, Jr., Department of Finance)

An ordinance to amend the 2013 Consolidated Operating and Capital Budget, Amendment No. 4, to add from the 2012 unexpended Roads and Drainage Fund Balance, construction, architectural/engineering, and other fees for Fund 112 - Roads and Drainage for various parish projects that were not completed in 2012.

Legislative History:

4/8/13	Parish President	Introduced	
4/8/13	Parish Council	Publish/Scheduled PH	

4/22/13 Parish Council

PH Requirements Not
Satisfied

Finance Director Grant Dussom explained the purpose for the previously requested deviation (the request for a motion to deviate failed due to the lack of a motion), to take up File No. 2013-0103, to occur prior to addressing File No. 2013-0134, and he explained the purpose of Amendment No. 4 so the numbered amendments would be approved sequentially. Mr. Dussom recommended that File No. 2013-0134 be Tabled.

4/22/13 Parish Council

Amended

Pass

Amendment: to amend the proposed ordinance in the second WHEREAS to change "... \$14,523,621.00 ..." to read "... \$15,859,776.00 ..."

4/22/13 Parish Council

Tabled

Pass

Council Discussion

Discussion: to Table File No. 2013-0134 as amended

PERSONS TO ADDRESS THE COUNCIL

92 2013-0159 (5/6/2013)

Mr. Robert Taylor: 1. Financial impact on residents & businesses from the flood insurance issue,
2. Structure of Town Hall Meetings

93 2013-0170 (5/6/2013)

Mr. David G. Wedge: Parish building boom, and Sunset Drainage District

ORDINANCES FOR RECONSIDERATION BY REASON OF THE PARISH PRESIDENT'S VETO

94 2013-0169 (5/6/2013, St. Pierre, Jr.)

VETO MESSAGE - File No. 2013-0158

Legislative History

4/30/13 Parish President

Forwarded Veto Message Parish Council

95 2013-0158 (4/22/2013, Faucheux)

A resolution formally asking the Parish President to reconsider the vetoed Ordinance No. 13-3-14 approving and authorizing an agreement between Tauzin Consultants, LLC and St. Charles Parish for governmental affairs representation.

RESOLUTION NO. 5989

Legislative History

4/22/13 Council Member(s)

Introduced

4/22/13 Parish Council

Approved

Pass

Councilman Faucheux requested Point of Privilege

Councilman Faucheux motioned to deviate from the regular order of the agenda to take up File No. 2013-0158, a matter not on the Agenda.

Vote on the motion:

YEAS: FAUCHEUX, WILSON, TASTET, BENEDETTO, HOGAN, COCHRAN, FLETCHER, FISHER-PERRIER

NAYS: SCHENAYDRE

ABSENT: NONE

Chairman Benedetto questioned whether or not the vote had to be unanimous. Councilman Faucheux questioned whether or not the vote had to be unanimous, after review Mr. Leon C. Vial, III, Legal Services Director in his opinion, he considers that it only takes a favorable majority and not a unanimous vote.

Councilman Faucheux presented the history of Ordinance No. 13-3-14.

Council Discussion

VOTE ON THE PROPOSED RESOLUTION

4/22/13 Parish Council Motion Pass
to return to the regular order of the agenda.

4/24/13 Parish President Vetoed by the Par. Pres.
Council consideration May 6, 2013 or May 20, 2013

4/30/13 Parish Council Correspondence Received
from Parish President St. Pierre stating reason for his veto

RESOLUTIONS

96 **2013-0171** (5/6/2013, St. Pierre, Jr., Hogan, Schexnaydre, Fletcher, Fisher-Perrier)

A resolution requesting the Louisiana federal legislative delegation request that Congress amend or revise the Biggert-Waters Flood Insurance Reform Act.

Legislative History:

5/6/13 Parish President Introduced

98 **2013-0172** (5/6/2013, Hogan, Schexnaydre, Faucheux)

A resolution to request the Parish President and the members of the St. Charles Parish Civil Service Board amend Rule 6.0 Hiring Practices; Section 6.03. Employment Offers: a. to add "If financial hardship is born by an employee(s) as a result of the adoption of updated Flood Insurance Rate Maps for St. Charles Parish and the Employee(s) is forced to relocate to another Parish due to the financial hardship, the Civil Service Board shall "Grandfather" the Employee(s) with respect to employment by St. Charles Parish."

Legislative History:

5/6/13 Council Member(s) Introduced

99 **2013-0174** (5/6/2013, Cochran, Hogan)

A resolution to employ Mr. Timothy S. Marcel as Special Legal Counsel to represent the St. Charles Parish Council in the matter of Ordinance No. 13-3-14 and the refusal of the Parish President to execute said Agreement, by whatever legal means necessary, including court action to compel compliance.

Legislative History:

5/6/13 Council Member(s) Introduced

APPOINTMENTS

2013-0113 (4/8/2013)

A resolution to appoint a member to the St. Charles Parish Hospital Service District Board of Commissioners.

Council Office did not receive Confirmation Questionnaire by April 30, 2013 deadline; Rule 17 - Confirmation Questionnaires must be completed and returned to the Office of the Council Secretary by 4:00 o'clock p.m. on the fourth business day preceding a Parish Council Meeting. Failure to complete or return the questionnaire prior to the deadline shall automatically disqualify the nomination.

Council Chairman will accept nominations to fill the vacancy created by the expiration of the term of Ms. Barbara Smith. Six (6) year term to begin May 22, 2013 and expire May 22, 2019.

Legislative History:

5/21/07 Parish Council Enacted Legislation

*Ms. Barbara Smith appointed to the Hospital Service District on May 21, 2007, per Resolution No. 5440
Term: June 5, 2007 - May 22, 2013*

4/8/13 Parish Council Vacancy Announced

4/22/13 Parish Council Nomination(s) Accepted

Nominee:

Councilman Wilson nominated Ms. Barbara Smith

4/22/13 Parish Council Close Nomination(s) for Pass

100 2013-0114 (4/8/2013)

A resolution to appoint a member to the St. Charles Parish Hospital Service District Board of Commissioners.

Council will confirm nomination to fill the vacancy created by the expiration of the term of Ms. Betty Portera. Six (6) year term to begin May 22, 2013 and expire May 22, 2019.

Nominee: Ms. Betty Portera

Legislative History:

5/21/07 Parish Council Enacted Legislation

*Ms. Betty Portera appointed to the Hospital Service District on May 21, 2007, per Resolution No. 5441
Term: June 5, 2007 - May 22, 2013*

4/8/13 Parish Council Vacancy Announced

4/22/13 Parish Council Nomination(s) Accepted

Nominee:

Councilman Faucheux nominated Ms. Betty Portera

4/22/13 Parish Council Close Nomination(s) for Pass

2013-0146 (4/22/2013)

A resolution to appoint a member to the Planning & Zoning Commission as the District II Representative.

Council Chairman will accept nomination from the District II Councilmember to fill the vacancy created by the expiration of the term of Mr. Neal Clulee. Four (4) year term to begin May 31, 2013 and expire May 31, 2017.

Legislative History:

5/18/09 Parish Council Enacted Legislation

*Mr. Neal Clulee appointed to the Planning & Zoning Commission on May 18, 2009, per Resolution No. 5645
Term: May 31, 2009 - May 31, 2013*

4/22/13 Parish Council Vacancy Announced

2013-0147 (4/22/2013)

A resolution to appoint a member to the Planning & Zoning Commission as the District III Representative.

Council Chairman will accept nomination from the District III Councilmember to fill the vacancy created by the expiration of the term of Mr. John R. Gibbs. Four (4) year term to begin May 31, 2013 and expire May 31, 2017.

Legislative History

5/18/09 Parish Council Enacted Legislation

*Mr. John R. Gibbs appointed to the Planning & Zoning Commission on May 18, 2009, per Resolution No. 5646
Term: May 31, 2009 - May 31, 2013*

4/22/13 Parish Council Vacancy Announced

SPECIAL MATTERS TO BE CONSIDERED BY COUNCIL

2013-0055 (5/6/2013, Benedetto)

Executive Session: Mayor Mitchell J. Landrieu vs. St. Charles Parish Council, Et Al; Civil District Court for the Parish of Orleans, Case Number 2012-08721

Legislative History

2/18/13 Parish Council Motion Pass
to go into Executive Session

2/18/13 Parish Council Heard in Executive Session

2/18/13 Parish Council Motion Pass
to return to the regular order of the agenda

3/11/13 Parish Council Motion Pass
to go into Executive Session

3/11/13 Parish Council Heard in Executive Session

3/11/13 Parish Council Motion Pass
to return to the regular order of the agenda

3/25/13 Parish Council Motion Pass
to go into Executive Session

3/25/13 Parish Council Heard in Executive Session

3/25/13 Parish Council Motion Pass
to return to the regular order of the agenda

4/8/13 Parish Council Motion Pass
to go into Executive Session

4/8/13 Parish Council Heard in Executive Session

4/8/13 Parish Council Motion Pass
to return to the regular order of the agenda

4/22/13 Parish Council Motion Pass
to go into Executive Session

4/22/13 Parish Council Heard in Executive Session

*4/22/13 Parish Council**Motion**Pass**to return to the regular order of the agenda*

MEETINGS, ANNOUNCEMENTS, NOTICES, ETC.

MEETINGS

*COMMUNITY ACTION ADVISORY BOARD: Wednesday, 5/8/13, 7PM, Council Chambers**SUNSET DRAINAGE DISTRICT: Thursday, 5/9/13, 7PM, Council Chambers**911 COMMUNICATIONS DISTRICT: Monday, 5/13/13, 5PM, Council Chambers**CIVIL SERVICE BOARD: Tuesday, 5/14/13, 6:30PM, Council Chambers**ZONING BOARD OF ADJUSTMENT: Thursday, 5/16/13, 7PM, Council Chambers*

Accommodations for Disabled

St. Charles Parish will upon request and with three (3) days advanced notice provide reasonable accommodation to any disabled individual wishing to attend the meeting. Anyone requiring reasonable accommodation is requested to contact the Office of the Council Secretary at (985) 783-5000 to discuss the particular accommodations needed.